ANDREA T. MARTINEZ, United States Attorney (#9313) JAMIE Z. THOMAS, Assistant United States Attorney (#9420) Attorneys for the United States of America Office of the United States Attorney 111 South Main Street, Suite 1800 Salt Lake City, Utah 84111-2176

Telephone: (801) 524-5682

IN THE UNITED STATES DISTRICT COURT DISTRICT OF UTAH

UNITED STATES OF AMERICA,

Plaintiff,
SECOND CERTIFICATE OF
COMPLIANCE AND REQUEST FOR
RECIPROCAL DISCOVERY

VAINIAKU MAGIC NAA,
Defendant.

Judge Clark Waddoups

The United States of America, by and through the undersigned, hereby files its second certificate of compliance with its discovery obligations in this case and request for reciprocal discovery from the defendant.

The United States gives notice that the following is being or has been provided to counsel for the defendant:

Description	Bates Numbers
Financial Records uploaded to USAfx (NOC 2)	See attached discovery index

Pursuant to Rule 12(b)(4)(A) of the Federal Rules of Criminal Procedure, the United States notified the defense that at trial, the United States may seek to use all physical evidence, statements made by the defendant and others, police reports, phone records, electronic evidence (including body camera footage), documents, and photographs obtained during the investigation.

The United States reserves the right to introduce in its case-in-chief all tangible objects, physical, documentary, and electronic evidence, and all other evidence provided, made available, or identified in discovery.

As additional discoverable material becomes available, such material will be provided within a reasonable time. Throughout this case, the United States will provide material discoverable under Rules 16 and 26.2 of the Federal Rules of Criminal Procedure and the Jencks Act without requiring the defendant to make a specific request for such material. Upon the request of the defendant, the United States will permit and facilitate the defendant's own inspection, copying or photographing of those items described/defined in Rule 16(a)(1)(E).

The United States also hereby requests disclosure of evidence by the defendant (also known as reciprocal discovery) pursuant to Rule 16(b) of the Federal Rules of Criminal Procedure and DUCrimR 16-1(c). By providing Rule 16 discovery without requiring a specific request from the defense, the United States invokes a reciprocal obligation on the defendant under DUCrimR 16-1(c), which states that the defendant must allow the government to inspect and to copy the following, as further defined in Rule 16 of the Federal Rules of Criminal Procedure:

- Documents and tangible objects the defendant intends to introduce as evidence at trial;
- Reports of examinations and tests the defendant intends to introduce at trial or that were prepared by a witness whom the defendant intends to call at trial; and
- c. A written summary of the testimony of any expert the defendant intends to use a trial under Federal Rules of Evidence 702, 703 and 705.

The United States requests that the defendant provide to the government at a reasonable time before trial, but no later than five working days before trial, copies of the material referenced in this paragraph. Further, the United States requests continuing compliance with the reciprocal discovery following the initial disclosure.

The United States also hereby requests all written and recorded statements by any witness other than the defendant whom the defendant intends to call at trial or a hearing covered by the Jencks Act or Rule 26.2 of the Federal Rules of Criminal Procedure.

DATED this 24th day of March, 2022.

ANDREA T. MARTINEZ United States Attorney

/s/Jamie Z. Thomas
JAMIE Z. THOMAS
Assistant United States Attorney

CERTIFICATE OF SERVICE

I certify that on the 24th day of March, 2022, the SECOND CERTIFICATE OF COMPLIANCE AND REQUEST FOR RECIPROCAL DISCOVERY was filed electronically to the District Court, and caused to be made available for download from USAfx, to the following:

Alexander E. Ramos

Langford | Ramos PLLC 43 E 400 S Salt Lake City, UT 84111 (801) 998-2002

Email: alex@langfordramos.com

Michael J. Langford

Langford | Ramos PLLC 43 E 400 S Salt Lake City, UT 84111 (801) 328-4090

Email: mil@langfordramos.com

/s/ Melissa McKinnon Supervisory Paralegal

		US v. Vainiaku Magic Naa					
CATEGORY	FOLDER NAME	DESCRIPTION	BATES BEGIN	BATES END	RELATED CERT	SOURCE	NOC
Financial Instruments	Bank of Utah	Certificate of Authenticity	FI-BOU-01-00001	FI-BOU-01-00001	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC and Siosifa P Lavulavu (xx3437 Portfolio Information for Accounts xx9052 and xy FI-BOU-CPWSL-01-00001	xy FI-BOU-CPWSL-01-00001	FI-BOU-CPWSL-01-00001	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC and Siosifa P Lavulavu (xx3437 Currency Transaction Reports)	FI-BOU-CPWSL-01-00002	FI-BOU-CPWSL-01-00005.05	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Lavulavu, Siosifa P (xx6568 Signature Card)	FI-BOU-SC-SL-01-00001	FI-BOU-SC-SL-01-00001	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Lavulavu, Siosifa P (xx6568 Debit Card Application)	FI-BOU-SL-01-00001	FI-BOU-SL-01-00001	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Lavulavu, Siosifa P (xx6568 UT Driver's Licence of Siosifa P Lavulavu and Verification Report)	FI-BOU-SL-01-00002	FI-BOU-SL-01-00003	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Lavulavu, Siosifa P (xx6568 Statements 8/2021-2/2022)	FI-BOU-SL-01-00004	FI-BOU-SL-01-00004.07	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Lavulavu, Siosifa P (xx6568 Current Account Status 3/2022)	FI-BOU-SL-01-00005	FI-BOU-SL-01-00005.02	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Lavulavu, Siosifa P (xx6568 Deposits)	FI-BOU-SL-01-00006	FI-BOU-SL-01-00006	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 Signature Card)	FI-BOU-SC-CPW-01-00001	FI-BOU-SC-CPW-01-00001 FI-BOU-SC-CPW-01-00001	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 Acount Initiation Documents, Articles of Organization, Certificate of Bell FI-BOU-CPW-01-00001	er FI-BOU-CPW-01-00001	FI-BOU-CPW-01-00003.04	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 Acount Initiation Documents, EIN)	FI-BOU-CPW-01-00004	FI-BOU-CPW-01-00004	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 Acount Initiation Documents, Entity Search Results)	FI-BOU-CPW-01-00005	FI-BOU-CPW-01-00006.03	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 Acount Initiation Documents, UT Driver's Licence of Siosifa P Lavulavu a FI-BOU-CPW-01-00007	a FI-BOU-CPW-01-00007	FI-BOU-CPW-01-00008	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 Debit Card Application	FI-BOU-CPW-01-00009	FI-BOU-CPW-01-00009	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 Statements)	FI-BOU-CPW-01-00010	FI-BOU-CPW-01-00011.04	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 Current Acount Status 3/2022)	FI-BOU-CPW-01-00012	FI-BOU-CPW-01-00012	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 Deposits)	FI-BOU-CPW-01-00013	FI-BOU-CPW-01-00014.05	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 Debits)	FI-BOU-CPW-01-00015	FI-BOU-CPW-01-00017	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 ACH)	FI-BOU-CPW-01-00018	FI-BOU-CPW-01-00018.04	FI-BOU-01-00001	Subpoena	2
	Bank of Utah	Concrete Piece Work, LLC (xx9052 Wires)	FI-BOU-CPW-01-00019	FI-BOU-CPW-01-00019.04	FI-BOU-01-00001	Subpoena	2
	Wells Fargo Bank	Certificate of Authenticity	FI-WFB-01-00001	FI-WFB-01-00001.02	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Transaction Data (all below accounts)	FI-WFB-01-00002	FI-WFB-01-00002	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx0657 Signature Card)	FI-WFB-SC-ML-01-00001	FI-WFB-SC-ML-01-00001.02	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx0657 Statements)	FI-WFB-ML-01-00001	FI-WFB-ML-01-00001.204	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx0657 Deposits)	FI-WFB-ML-01-00002	FI-WFB-ML-01-00002.403	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx0657 Debits)	FI-WFB-ML-01-00003	FI-WFB-ML-01-00003.09	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx0657 Currency Transaction Report)	FI-WFB-ML-01-00004	FI-WFB-ML-01-00004.02	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Nanuma's Tender Love & Homecare, LLC (xx2895 Signature Card)	FI-WFB-SC-NTLH-01-00001	FI-WFB-SC-NTLH-01-00001.05	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Nanuma's Tender Love & Homecare, LLC (xx2895 Statements)	FI-WFB-NTLH-01-00001	FI-WFB-NTLH-01-00001.152	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Nanuma's Tender Love & Homecare, LLC (xx2895 Deposits)	FI-WFB-NTLH-01-00002	FI-WFB-NTLH-01-00002.252	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Nanuma's Tender Love & Homecare, LLC (xx2895 Debits)	FI-WFB-NTLH-01-00003	FI-WFB-NTLH-01-00003.168	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Nanuma's Tender Love & Homecare, LLC (xx2895 Wires)	FI-WFB-NTLH-01-00004	FI-WFB-NTLH-01-00004.04	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Nanuma's Tender Love & Homecare, LLC (xx2895 Currency Transaction Report)	FI-WFB-NTLH-01-00005	FI-WFB-NTLH-01-00005.02	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx4130 Signature Card)	FI-WFB-SC-ML-02-00001	FI-WFB-SC-ML-02-00001	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx4130 Statements)	FI-WFB-ML-02-00001	FI-WFB-ML-02-00001.111	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx4130 Currency Transaction Report)	FI-WFB-ML-02-00002	FI-WFB-ML-02-00002.02	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx8086 Signature Card)	FI-WFB-SC-ML-03-00001	FI-WFB-SC-ML-03-00001.02	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx8086 Statements)	FI-WFB-ML-03-00001	FI-WFB-ML-03-00001.119	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx8086 Deposits)	FI-WFB-ML-03-00002	FI-WFB-ML-03-00002.54	FI-WFB-01-00001	Subpoena	2
	Wells Fargo Bank	Lavulavu, Maheikau (xx8086 Currency Transaction Report)	FI-WFB-ML-03-00003	FI-WFB-ML-03-00003.02	FI-WFB-01-00001	Subpoena	2